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7 Attorney for Devin Thompson

8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 DEVIN THOMPSON,

15 Defendant.  
16

Case No. 2:16-cr-230-GMN-CWH

**UNOPPOSED MOTION TO**  
**CONDUCT A PRE-PLEA PRE-**  
**SENTENCE INVESTIGATION**  
**REPORT AND PROPOSED ORDER**

17 The defendant, DEVIN THOMPSON, by and through his attorney of record,  
18 Brian Pugh, Assistant Federal Public Defender, files this Unopposed Motion to Conduct a Pre-  
19 Plea Pre-Sentence Investigation Report on Devin Thompson.

20 On July 27, 2016, Mr. Thompson was charged by indictment with Conspiracy to  
21 Distribute a Controlled Substance in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(C), and 846,  
22 Distribution of a Controlled Substance in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C),  
23 Possession of a Firearm in Furtherance of a Drug Trafficking Crime in violation of 18 U.S.C.  
24 §§ 924(c)(1)(A)(ii) and (iii), and Possession of a Firearm by a Prohibited Person in violation of  
25 18 U.S.C. §§ 922(g)(1), (b)(1)(c) and 924(a)(2).  
26

1 The parties are attempting to negotiate this case. The parties believe that they may be  
2 able to resolve this case short of trial. The parties are uncertain regarding the implications of  
3 Mr. Thompson's criminal history on his potential sentencing guideline calculation. Mr.  
4 Thompson's criminal history calculation and his sentencing guideline range will necessarily  
5 affect the outcome and disposition of the case and/or potential negotiations. The parties are  
6 unable to definitively determine Mr. Thompson's sentencing guideline range without knowing  
7 his entire criminal history and therefore a pre-plea pre-sentence investigation report is  
8 requested.

9 To satisfy Mr. Thompson's concerns and to assure that he has the information he needs  
10 to make a truly knowing and intelligent decision, as whether to accept or reject a plea offer, he  
11 has requested that a pre-plea pre-sentence investigation report be completed. Undersigned  
12 counsel has spoken with AUSA Robert Knief and he does not oppose this motion. Trial in this  
13 matter is set for July 10, 2017.

14 For the reasons stated above, the parties respectfully request that a pre-plea pre-sentence  
15 investigation report be conducted in this matter.

16 DATED this 16th day of March 2017.

17 Respectfully Submitted,

18 RENE L. VALLADARES  
19 Federal Public Defender

20 */s/ Brian Pugh*

21 By: \_\_\_\_\_

22 BRIAN PUGH  
23 Assistant Federal Public Defender  
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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

\* \* \*

UNITED STATES OF AMERICA,

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Case No.: 2:16-cr-230-GMN-CWH

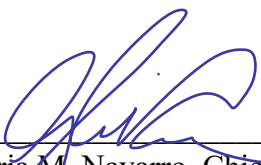
**ORDER**

The reasons being sound, the parties being in agreement, and the best interests of justice and judicial economy being served:

**IT IS HEREBY ORDERED** that Defendant Devin Thompson's Unopposed Motion for Pre-Plea Presentence Investigation Report is **GRANTED**.

**IT IS FURTHER ORDERED** that the United States Probation Office shall prepare and provide to the Court by no later than May 16, 2017, a Pre-Plea Presentence Investigation Report with the guideline calculation requested for Defendant Devin Thompson's criminal history only.

DATED 16 day of March, 2017.

  
\_\_\_\_\_  
Gloria M. Navarro, Chief Judge  
United States District Court

**CERTIFICATE OF ELECTRONIC SERVICE**

The undersigned hereby certifies that she is an employee of the Federal Public Defender for the District of Nevada and is a person of such age and discretion as to be competent to serve papers.

That on March 16, 2017, she served an electronic copy of the above and foregoing **UNOPPOSED MOTION TO CONDUCT A PRE-PLEA PRE-SENTENCE INVESTIGATION REPORT AND PROPOSED ORDER** by electronic service (ECF) to the person named below:

STEVEN MYHRE  
Acting United States Attorney  
ROBERT KNIEF  
Assistant United States Attorney  
501 S. Las Vegas Blvd Ste 1100  
Las Vegas, NV 89101

*/s/ Karen Meyer*

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Employee of the Federal Public Defender